

Time limits for bringing suits.

other form of summary administrative proceeding. Notwithstanding the provisions of any existing statute of limitations, any such suit may be instituted at any time not later than one year after the approval of this Act.

Approved, April 23, 1928.

April 23, 1928.

[S. 2858.]

[Public, No. 303.]

**CHAP. 412.**—An Act To authorize the use of certain public lands by the town of Parco, Wyoming, for a public aviation field.

Public lands.  
Lease of, to Parco,  
Wyo., for aviation field.

Provisos.  
Term and rental.

Mineral deposits reserved.

Maintenance, etc.,  
by town.

Unrestricted Federal  
use for aircraft structures, etc.

Absolute Government  
control in case of  
emergency, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to lease, subject to valid existing rights, to the incorporated town of Parco, Wyoming, the south half of section 12, township 21 north, range 86 west of the sixth principal meridian, for the establishment and maintenance of a public aviation field: *Provided*, That said lease shall be for a period of twenty years, and shall be subject to renewal for a like period, on condition that the town officials pay to the United States Government a rental of \$1 per annum for the use of said land: *Provided further*, That there shall be reserved to the United States all gas, oil, coal, and other mineral deposits found in the land, and the right to prospect for, mine, and remove the same: *And provided further*, That the mayor and council of Parco shall, in a manner satisfactory to the Secretary of the Interior, agree to assume the expense of clearing and maintaining the aviation field, and shall also agree that Government departments and agencies operating aircraft shall always have free and unrestricted use of said field and the right to erect and install upon said land such structures and improvements as the heads of such departments and agencies may deem advisable, including facilities for maintaining supplies of fuel, oil, and other materials for operating aircraft, and that in case of emergency, or in event it shall be deemed advisable, the Government of the United States may assume absolute control of the management and operation of said field for military purposes.

Approved, April 23, 1928.

April 23, 1928.

[S. 3104.]

[Public, No. 304.]

**CHAP. 413.**—An Act To establish the Bear River Migratory-Bird Refuge.

Bear River Migratory  
Bird Refuge,  
Utah.  
Establishment of.

Lands, etc., to be acquired.  
*Post*, pp. 895, 1186,  
1210.

Lands to constitute  
Bear River Migratory  
Bird Refuge.

Breeding place for  
migratory birds.  
Vol. 39, 1702.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of Agriculture is hereby authorized to construct, at Bear River Bay and vicinity, Utah, such dikes, ditches, spillways, buildings, and improvements as may be necessary, in his judgment, for the establishment of a suitable refuge and feeding and breeding grounds for migratory wild fowl; also to acquire, by purchase, gift, or lease, water rights and privately-owned lands, including the improvements thereon, deemed necessary by him for the purpose, or, in lieu of purchase, to compensate any owner for any damage sustained by reason of the submergence of his lands.

**SEC. 2.** That such lands, when acquired in accordance with the provisions of this Act, together with such lands of the United States as may be designated for the purpose by proclamations or Executive orders of the President, shall constitute the Bear River Migratory Bird Refuge and shall be maintained as a refuge and breeding place for migratory birds included in the terms of the convention between the United States and Great Britain for the protection of migratory birds, concluded August 16, 1916.

SEC. 3. That no such area shall be acquired by the Secretary of Agriculture unless or until the Legislature of the State of Utah has consented to the acquisition of lands by the United States for use as a refuge for migratory wild fowl, and shall have provided for the use as a refuge for migratory wild fowl by the United States of any lands owned or controlled by the State in Bear River Bay, Utah, and vicinity, which the Secretary of Agriculture may deem necessary for such purpose, and which the Secretary of Agriculture is hereby authorized to accept on behalf of the United States; and, except in the case of a lease, no payments shall be made by the United States for any such area until title thereto is satisfactory to the Attorney General.

Assent of legislature required.

Acceptance of State lands.

Title, etc., to be secured.

SEC. 4. That the existence of a right-of-way easement or other reservation or exception in respect of such area shall not be a bar to its acquisition (1) if the Secretary of Agriculture determines that any such reservation or exception will in no manner interfere with the use of the area for the purposes of this Act, or (2) if in the deed or other conveyance it is stipulated that any reservation or exception in respect of such area, in favor of the person from whom the United States receives title, shall be subject to regulations prescribed under authority of this Act.

Easement permitted.

Conditions.

SEC. 5. That no person shall take, injure, or disturb any bird, or nest or egg thereof, or injure or destroy any notice, signboard, fence, dike, ditch, dam, spillway, improvement, or other property of the United States on any area acquired or received under this Act, or remove therefrom or cut, burn, injure, or destroy any grass or other natural growth thereon, or enter, use, or occupy the refuge for any purpose, except in accordance with regulations prescribed by the Secretary of Agriculture: *Provided*, That at no time shall less than 60 per centum of the total acreage of the said refuge be maintained as an inviolate sanctuary for such migratory birds.

Prohibitions.

*Proviso.*  
Part to be inviolate sanctuary.

SEC. 6. (a) Any employee of the Department of Agriculture authorized by the Secretary of Agriculture to enforce the provisions of this Act (1) shall have power, without warrant, to arrest any person committing in the presence of such employee a violation of this Act or of any regulation made pursuant thereto, and to take such person immediately for examination or trial before an officer or court of competent jurisdiction, and (2) shall have power to execute any warrant or other process issued by an officer or court of competent jurisdiction to enforce the provisions of this Act or regulations made pursuant thereto. Any judge of a court established under the laws of the United States, or any United States commissioner may, within his respective jurisdiction, upon proper oath or affirmation showing probable cause, issue warrants in all such cases.

Authority of Department employees for enforcement, etc.  
Arrest, etc., without warrant.

Execute warrants, etc.

Issue of warrants by judges or commissioners.

(b) All birds or animals, or parts thereof, captured, injured, or killed, and all grass and other natural growths, and nests and eggs of birds removed contrary to the provisions of this Act or any regulation made pursuant thereto, shall, when found by such employee or by any marshal or deputy marshal, be summarily seized by him, and upon conviction of the offender or upon judgment of a court of the United States that the same were captured, killed, taken, or removed contrary to the provisions of this Act or of any regulation made pursuant thereto, shall be forfeited to the United States and disposed of as directed by the court having jurisdiction.

Summary seizures.

SEC. 7. That the Secretary of Agriculture is authorized to make such expenditures for construction, equipment, maintenance, repairs, and improvements, including necessary investigations, and expenditures for personal services and office expenses at the seat of government and elsewhere, and to employ such means as may be

Expenditures authorized for construction, equipment, etc.

necessary to execute the functions imposed upon him by this Act and as may be provided for by Congress from time to time.

Amount authorized.  
Post, pp. 895, 1210.

Proviso.  
Limit for land.

Punishment for vio-  
lations, etc.

Meaning of "person."

SEC. 8. That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$350,000, or so much thereof as may be necessary to effectuate the provisions of this Act: *Provided*, That not to exceed \$50,000 may be expended for the purchase of land, including improvements thereon.

SEC. 9. That any person who shall violate or fail to comply with any provision of, or any regulation made pursuant to, this Act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not more than \$500 or be imprisoned not more than six months, or both.

SEC. 10. That as used in this Act the term "person" includes an individual, partnership, association, or corporation.

Approved, April 23, 1928.

April 23, 1928.  
[S. 3224.]

[Public, No. 305.]

**CHAP. 414.**—An Act To extend the provisions of the Forest Exchange Act, approved March 20, 1922 (Forty-second Statutes, page 465), to the Crater National Forest, in the State of Oregon.

Crater National For-  
est, Oreg.  
Exchange of lands  
authorized for.  
Vol. 42, p. 465.  
U. S. Code, p. 420.

Accepted lands add-  
ed Crater National For-  
est.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the provisions of the Act of Congress approved March 20, 1922 (Forty-second Statutes, page 465), section 485, title 16, Code of Laws of the United States, be, and the same are hereby, extended, and made applicable, to any lands within six miles of the boundaries of the Crater National Forest within the State of Oregon. Lands conveyed to the United States under this Act shall, upon acceptance of title, become parts of the Crater National Forest and subject to all laws relating thereto.

Approved, April 23, 1928.

April 23, 1928.  
[S. 3225.]

Public, No. 306.]

**CHAP. 415.**—An Act To enlarge the boundaries of the Crater National Forest.

Crater National For-  
est, Oreg.  
Public lands added  
to.

Description.

Proviso.  
Prior rights, etc., not  
affected.

Revested Oregon and  
California grant lands  
within area, made part  
of forest.

Provisos.  
Prior rights, etc., not  
affected.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That for the purpose of forest management and municipal watershed protection the boundary of the Crater National Forest, in the State of Oregon, is hereby changed to include the following lands, subject to all the laws and regulations governing the national forests: Township 35 south, range 3 east, south half of sections 15, 16, and 17; all of sections 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, and 36; township 36 south, range 3 east, all of sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, and 36: *Provided*, That this section shall, as to all lands which are at this date legally appropriated under the public land laws or reserved for any public purpose, be subject to and shall not interfere with or defeat rights under such appropriation, nor prevent the use for such public purposes of lands so reserved so long as such appropriation is legally maintained or such reservation remains in force.

SEC. 2. That all revested Oregon and California land-grant lands within the exterior limits of the above-described tract of townships 35 and 36 south, range 3 east, shall hereby become part of the Crater National Forest, subject to all the laws and regulations governing the national forests: *Provided*, That this action shall, as to all lands which are now at this date legally appropriated under the public land